IN THE HIGH COURT OF JUDICATURE AT BOMBAY
ORDINARY ORIGINAL CIVIL JURISDICTION

WRIT PETITION NO.182 OF 2003

Mrs.Mangal Ashok Pawar..Petitioner

Versus

G.V.S.Mandal (Trust) & Ors...Respondents

Mr.Sunil Dighe for the Petitioner
Mr. A.V. Bukhari i/b. Neelima Kanetkar for Respondent Nos. 1 and 2.
Ms. S.M. Sandekar, A.G.P. for Respondents 3 and 5.

CORAM: F.I. REBELLO, J.
DATE :20th December, 2004

P.C.:

. Minutes of the order signed by the parties taken on record and marked "X" for identification. The impugned order of the School Tribunal dated 24th September, 2002 is set aside. Rule made absolute in terms of the Minutes of the Order, which read as under:-

1. Order of the School Tribunal dated 28th September, 2002 passed in Appeal No.Mum/55/2001 is substituted in the following manner:- (a) The petitioner shall be reinstated as Assistant Teacher with continuity in service w.e.f. 3rd January, 2005.

(b) The petitioner shall not be entitled to any back wages, allowances and any other monetary benefits for the intervening period, from the date of resignation till she is reinstated i.e. 1st June, 2001 till 2nd

January, 2005.

2. The petitioner hereby undertakes to withdraw all complaints representations, allegations, made against Respondent No.1 and 2 and other Trustees as well as against the Head Mistress vide her letter dated 11.2.2004 (Copies of which were sent to various Authority as mentioned therein), by writing a letter to that effect to the Respondent No.1 and 2 and Head Mistress and to each of the said authority and shall endorse copies of the said letter to the Respondent No.1 and

2.

3. The petitioner hereby undertakes to withdraw complaint, allegation made against the Respondent Nos.1 and 2 and other Trustees as well as against the Head Mistress made on 11/12-6-2004 to Tilak Nagar Police Station, Chembur, Mumbai, by writing a suitable letter to that effect to the said Police Station and endorsing a copy of the said letter to the Respondent Nos. 1 and 2.

4. The petitioner does not subscribe to the allegations made in Maharashtra Times Issue dated 23-9-2004 against the Respondent No.1 and 2 and other Trustees and will write to the Union for issuing suitable clarification to that effect and getting it published.

5. The Respondent Nos. 3 and 5 are directed to accord their approval to the petitioner's appointment in terms of

clause (1) hereinabove and fix her salary and seniority as per the prevailing Rules. The proposal will be submitted by the Respondent Nos. 1 and 2 within 8 weeks.

6. The Writ Petition disposed of accordingly with no order as to costs.

7. The Respondent Nos. 3, 4 and 5 when the proposal is submitted by the Respondent Nos. 1 and 2 in terms of the Minutes of the order to dispose of the same within 12 weeks of the receipt of such proposal.

8. Writ Petition disposed of accordingly. No order as to costs.

. Parties/Authorities to act on an ordinary copy of this order duly authenticated by the Personal Secretary of this Court.

(F.I.REBELLO, J.)